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09/403608

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C.S.

Patent  
Attorney's Docket No. 025265-155

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

Brandon YIP, *et al.*

Application No.: 09/403,608

Filed: October 25, 1999

For: COATED SUNGLASS LENS

Group Art Unit: 5071

Examiner: Unassigned

**RECEIVED**

05 MAY 2000

Legal Staff  
International Division

**PETITION TO CORRECT INVENTORSHIP  
PURSUANT TO 37 C.F.R. §1.48(a)(1)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicant hereby petitions, pursuant to 37 C.F.R. § 1.48(a)(1), to correct the inventorship of the above-identified application. Applicant hereby requests that Randy Lee Gove be added as a coinventor in the present application. Pursuant to 37 C.F.R. § 1.48(a)(1), Applicant states that the correct inventive entity of the present application is Brandon Yip, Colin James Hall, Frank Arnold Samson, Brian Douglas Adams, and Randy Lee Gove. This petition is accompanied by a copy of the Declaration by each of the inventors as required by 37 C.F.R. §1.63; this Declaration was originally filed in this application on February 14, 2000. This petition is also accompanied by a statement of

Randy Lee Gove that the error in inventorship occurred without deceptive intention on his part.

Finally, pursuant to 37 C.F.R. § 1.48(b)(2), attached hereto is the fee set forth in 37 C.F.R. § 1.17(h).

In view of the above, Applicant hereby petitions that the inventive entity be changed from Brandon Yip, Colin James Hall, Frank Arnold Samson, and Brian Douglas Adams to Brandon Yip, Colin James Hall, Frank Arnold Samson, Brian Douglas Adams, and Randy Lee Gove.

This Petition is accompanied by the fee set forth in 37 C.F.R. §1.17(i). No further fees are believed to be due by this paper. Nevertheless, the Commissioner is hereby authorized to charge any further fees under 37 C.F.R. §§1.116 and 1.117 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800.

Respectfully submitted,  
BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By:



Malcolm K. McGowan Ph.D.

Registration No. 39,300

Post Office Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620

Date: April 28, 2000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

Brandon YIP, *et al.*

Application No.: 09/403,608

Filed: October 25, 1999

For: COATED SUNGLASS LENS

Group Art Unit: 5071

Examiner: Unassigned

**DECLARATION OF RANDY LEE GOVE**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

I, Randy Lee Gove, hereby declare that the erroneous omission of my name as an inventor of the above-cited application occurred without deceptive intention.

I declare further that all statement made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 4/24/2000

By: Randy Lee Gove  
Randy Lee Gove

**COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY**  
(Includes Reference to Provisional and PCT International Applications)

Attorney's Docket No.

025265-155

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

COATED SUNGLASS LENS

the specification of which (check only one item below):

☒ is attached hereto.

☐ was filed as United States application

Number \_\_\_\_\_

on \_\_\_\_\_

and was amended

on \_\_\_\_\_ (if applicable).

☒ was filed as PCT international application

Number PCT/AU98/00868

on October 18, 1998

and was amended

on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 (a)-(e) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

**PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119:**

COUNTRY (if PCT, indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. § 119
Australia	PO9950	21/10/1997	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Australia	PP8997	04/03/1999	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

\_\_\_\_\_  
(Application Number)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Application Number)

\_\_\_\_\_  
(Filing Date)

**COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY (CONTINUED)**  
(Includes Reference to Provisional and PCT International Applications)

Attorney's Docket No.  
025265-155

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Office all information known to me to be material to the patentability as defined in Title 37, Code of Federal Regulations §1.56, which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

**PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. 120:**

U.S. APPLICATIONS		STATUS (check one)		
U.S. APPLICATION NUMBER	U.S. FILING DATE	PATENTED	PENDING	ABANDONED
PCT APPLICATIONS DESIGNATING THE U.S.				
PCT APPLICATION NO.	PCT FILING DATE	U.S. APPLICATION NUMBERS ASSIGNED (if any)		

I hereby appoint the following attorneys and agent(s) to prosecute said application and to transact all business in the Patent and Trademark Office connected therewith and to file, prosecute and to transact all business in connection with international applications directed to said invention:

William L. Mathis	17,337	R. Danny Huntington	27,903	Gerald F. Swiss	30,113
Robert S. Swecker	19,885	Eric H. Weisblatt	30,505	Michael J. Ure	33,089
Platon N. Mandros	22,124	James W. Peterson	26,057	Charles F. Wieland III	33,096
Benton S. Duffett, Jr.	22,030	Teresa Stanek Rea	30,427	Bruce T. Wieder	33,815
Norman H. Stepno	22,716	Robert E. Krebs	25,885	Todd R. Walters	34,040
Ronald L. Grudziecki	24,970	William C. Rowland	30,888	Ronni S. Jillions	31,979
Frederick G. Michaud, Jr.	26,003	T. Gene Dillahunt	25,423	Harold R. Brown III	36,341
Alan E. Kopecki	25,813	Patrick C. Keane	32,858	Allen R. Baum	36,086
Regis E. Slutter	26,999	Bruce J. Boggs, Jr.	32,344	Steven M. du Bois	35,023
Samuel C. Miller, III	27,360	William H. Benz	25,952	Brian P. O'Shaughnessy	32,747
Robert G. Mukai	28,531	Peter K. Skiff	31,917		
George A. Hovanec, Jr.	28,223	Richard J. McGrath	29,195		
James A. LaBarre	28,632	Mathew L. Schneider	32,814		
E. Joseph Gess	28,510	Michael G. Savage	32,596		



21839

and: Malcolm K. McGowan, Ph.D., Reg. No. 39,300

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Samuel C. Miller, III  
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Alexandria, Virginia 22313-1404

Address all telephone calls to: Samuel C. Miller, III, Reg. No. 27,360 at (703) 836-6620.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY (CONTINUED) (Includes Reference to Provisional and PCT International Applications)		Attorney's Docket No. 025265-155
FULL NAME OF SOLE OR FIRST INVENTOR Brandon YIP	SIGNATURE <i>X Brandon Yip</i>	DATE <i>X 29/11/99</i>
RESIDENCE Unit 3, 4 Stirling Road, Blackwood, South Australia 5051, AUSTRALIA		CITIZENSHIP
POST OFFICE ADDRESS Unit 3, 4 Stirling Road, Blackwood, South Australia 5051, AUSTRALIA		
FULL NAME OF SECOND JOINT INVENTOR, IF ANY Colin James HALL	SIGNATURE <i>X [Signature]</i>	DATE <i>X 11/12/99</i>
RESIDENCE Unit 2, 8 Hillview Crescent, South Brighton, South Australia 5048 AUSTRALIA		CITIZENSHIP
POST OFFICE ADDRESS Unit 2, 8 Hillview Crescent, South Brighton, South Australia 5048 AUSTRALIA		
FULL NAME OF THIRD JOINT INVENTOR, IF ANY Frank Arnold SAMSON	SIGNATURE <i>X Frank Arnold Samson</i>	DATE <i>X 13/12/99</i>
RESIDENCE 2632 Cosgrove Road, Strathalbyn, South Australia 5255, AUSTRALIA		CITIZENSHIP
POST OFFICE ADDRESS 2632 Cosgrove Road, Strathalbyn, South Australia 5255, AUSTRALIA		
FULL NAME OF FOURTH JOINT INVENTOR, IF ANY Brian Douglas ADAMS	SIGNATURE <i>X B. Adams</i>	DATE <i>X 29/11/99</i>
RESIDENCE 39 Darwendale Street, Huntfield Heights, South Australia 5163, AUSTRALIA		CITIZENSHIP
POST OFFICE ADDRESS 39 Darwendale Street, Huntfield Heights, South Australia 5163, AUSTRALIA		
FULL NAME OF FIFTH JOINT INVENTOR, IF ANY Randy Lee GOVE	SIGNATURE <i>X Randy Gove</i>	DATE <i>X 12/17/99</i>
RESIDENCE 1202 Maple Drive, Rohnert Park, CA 94928, U.S.A.		CITIZENSHIP
POST OFFICE ADDRESS 1202 Maple Drive, Rohnert Park, CA 94928, U.S.A.		
FULL NAME OF SIXTH JOINT INVENTOR, IF ANY	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
POST OFFICE ADDRESS		
FULL NAME OF SEVENTH JOINT INVENTOR, IF ANY	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
POST OFFICE ADDRESS		
FULL NAME OF EIGHTH JOINT INVENTOR, IF ANY	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
POST OFFICE ADDRESS		
FULL NAME OF NINTH JOINT INVENTOR, IF ANY	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
POST OFFICE ADDRESS		